

# **EXHIBIT 4**

**TEN (10) DAY NOTICE OF LEASE TERMINATION**

**By Certified Mail Return Receipt Requested**

To: KMART CORPORATION  
333 Beverly Road  
Hoffman Estate, Illinois 60179  
Attn: Divisional Vice President – Real Estate Department 824E

KMART CORPORATION  
3100 West Big Beaver Road  
Troy, Michigan 48084


Premises: 2280 North Ocean Avenue  
Expressway Plaza  
Farmingville, New York 11738

Tenant of the above-referenced Premises:

**PLEASE TAKE NOTICE** that the undersigned, the landlord of the Premises identified above, hereby elects to terminate the lease (the "Lease"), executed on or about December 20, 1991 between Kmart Corporation as Tenant ("Tenant") and Farmingville Associates as Landlord, and as assigned to Expressway Plaza I LLC and Farmingville Associates Phase 1, LLC by assignment dated October 20, 2016, ("Landlord"), as amended and extended, because you have defaulted in fulfilling covenants of the Lease and, having been previously served with a Fifteen Day Notice to Cure, a copy of which is annexed hereto as Exhibit "A", have nevertheless failed to remedy the defaults alleged in the Fifteen Day Notice to Cure Defaults within the applicable cure period.

**PLEASE TAKE FURTHER NOTICE** that unless you remove yourself and your possessions from the Premises described above on or before the expiration of ten (10) days of service of this Notice upon you, the Landlord will commence summary proceedings to evict you from the Premises and obtain a money judgment against you for any sums due and owing to the Landlord.

Expressway Plaza I, LLC and  
Farmingville Associates Phase I, LLC  
as Tenants in Common

By:   
Midwood Management Corp., as agent  
John Usdan, Chief Executive Officer

**FF Client:** Midwood Managing Corp.  
(20588.114)

**Project Address:** 2280 North Ocean Avenue  
Expressway Plaza  
Farmingdale, New York 11738

**AFFIDAVIT OF SERVICE**


STATE OF NEW YORK )  
 ) ss.:  
COUNTY OF NASSAU )

I, Theresa M. Spano, being duly sworn, depose and say: I am not a party to the action,  
am over 18 years of age and reside in Nassau County, New York.

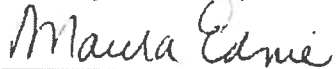
On October 11, 2018, I served the within **Ten (10) Day Notice of Lease Termination** by  
Certified Mail return receipt requested, depositing a true copy thereof enclosed in a post-paid  
wrapper, in an official depository under the exclusive care and custody of the U.S. Postal Service  
within New York State, addressed to the following person(s) at the last known address set forth  
after the name:

KMART CORPORATION  
3100 West Big Beaver Road  
Troy, Michigan 48084  
Tracking No.: 70173380000107442348

KMART CORPORATION  
333 Beverly Road  
Hoffman Estate, Illinois 60179  
Attn: Divisional Vice President – Real Estate Department 824E  
Tracking No.: 70173380000107442331

  
Theresa M. Spano

Sworn to before me this  
11th day of October, 2018



Notary Public  
MAURA EDNIE  
NOTARY PUBLIC, State of New York  
No. 01ED4971404  
Qualified in Nassau County  
Commission Expires September 4, 20 22

**FF Client:** Midwood Managing Corp.  
(20588.114)

**Project Address:** 2280 North Ocean Avenue  
Expressway Plaza  
Farmingdale, New York 11738

**AFFIDAVIT OF SERVICE**

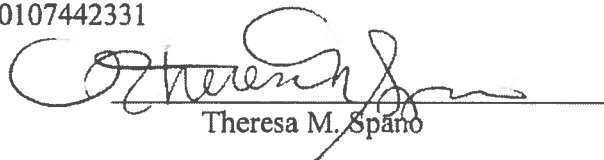
STATE OF NEW YORK                    )  
  ) ss.:  
COUNTY OF NASSAU                 )

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3100 West Big Beaver Road  
Troy, Michigan 48084  
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Theresa M. Spano

Sworn to before me this  
11th day of October, 2018



Notary Public  
MAUREA EDNIE  
NOTARY PUBLIC, State of New York  
No. 01ED4971404  
Qualified in Nassau County 22  
Commission Expires September 4, 2022

### CERTIFIED MAIL RETURN RECEIPT

TO:	KMART CORPORATION 333 Beverly Road Hoffman Estate, Illinois 60179 Attn: Divisional Vice President – Real Estate Department 824E	10/11/18
CLIENT	20588/114	
CERT #	70173380000107442331	

U.S. Postal Service™  
**CERTIFIED MAIL® RECEIPT**  
Domestic Mail Only

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

**OFFICIAL USE**

Certified Mail Fee  
\$  
Extra Services & Fees (check box, add fee as appropriate)  
☐ Return Receipt (hardcopy) \$  
☐ Return Receipt (electronic) \$  
☐ Certified Mail Restricted Delivery \$  
☐ Adult Signature Required \$  
☐ Adult Signature Restricted Delivery \$

Postage  
\$  
Total Postage and  
\$  
Sent To  
Street and Apt. No.  
City, State, ZIP+4

KMART Corporation  
333 Beverly Road  
Hoffman Estate, IL 60179  
Attn: Divisional Vice President  
- Real Estate Dept. 824E

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

#### SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

##### 1. Article Addressed to:

KMART Corporation  
333 Beverly Road  
Hoffman Estate, IL 60179  
Attn: Divisional Vice President  
- Real Estate Dept. 824E



9590 9402 3733 7335 1350 94

##### 2. Article Number (Transfer from service label)

017 3380 0001 0744 2331

#### COMPLETE THIS SECTION ON DELIVERY

##### A. Signature

X

*C. M.* ☐ Agent  
☐ Addressee

##### B. Received by (Printed Name)

*C. M.*

##### C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes  
If YES, enter delivery address below: ☐ No

##### 3. Service Type

- |  |   |
|--|---|
| <input type="checkbox"/> Adult Signature                               | <input type="checkbox"/> Priority Mail Express®                     |
| <input type="checkbox"/> Adult Signature Restricted Delivery           | <input type="checkbox"/> Registered Mail™                           |
| <input type="checkbox"/> Certified Mail®                               | <input type="checkbox"/> Registered Mail Restricted Delivery        |
| <input type="checkbox"/> Certified Mail Restricted Delivery            | <input type="checkbox"/> Return Receipt for Merchandise             |
| <input type="checkbox"/> Collect on Delivery                           | <input type="checkbox"/> Signature Confirmation™                    |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery       | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Insured Mail                                  |   |
| <input type="checkbox"/> Insured Mail Restricted Delivery (over \$500) |   |

PS Form 3811, July 2015 PSN 7530-02-000-9053

20588-114

Domestic Return Receipt

**CERTIFIED MAIL RETURN RECEIPT**

TO:	KMART CORPORATION 3100 West Big Beaver Road Troy, Michigan 48084	10/11/18
CLIENT	20588/114	
CERT #	70173380000107442348	

7017 3380 0001 0744 2348

U.S. Postal Service™  
**CERTIFIED MAIL® RECEIPT**  
*Domestic Mail Only*

For delivery information, visit our website at [www.usps.com](http://www.usps.com)®.

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Certified Mail Fee  
\$

Extra Services & Fees (check box, add fee as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$

Postage  
\$

Total Postage and Fees  
\$

Sent To  
Street and Apt. No.  
City, State, ZIP+4

KMART Corporation TMS  
3100 West Big Beaver Road  
Troy, MI 48084

20588-114

Postmark Here

PS Form 3800, April 2013 PSN 7530-02-000-9017 See Reverse for Instructions



ATTORNEYS

FARRELL FRITZ  
PC

400 RXR Plaza  
Uniondale, NY 11556-3826

CERTIFIED MAIL



7017 3380 0001 0744 2348

Hasler

10/11/2018

US POSTAGE \$006.67

FIRST CLASS MAIL



ZIP 11556  
011E11678542

UTF

KMART Corporation  
3100 West Big Beaver Road  
Troy, MI 48084

Spand

NIXIE 482 DE 1 0010/19/18

RETURN TO SENDER  
NOT DELIVERABLE AS ADDRESSEE  
UNABLE TO FORWARD

UTF  
BC: 115563826  
48084-300200

#1302-00504-11-42